

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Douglas HOVEY et al.

Title: NOVEL FLUTICASONE FORMULATIONS

Appl. No.: 10/768,194

Filing Date: 2/2/2004

Examiner: Andriac M. HOLT

Art Unit: 1616

Conf. No.: 3657

STATEMENT OF SUBSTANCE OF TELEPHONE CONFERENCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a record of the substance of a telephone conference conducted on June 3, 2011, between Examiner Andriac M. Holt and Stella Walker, Patent Prosecution Specialist at Foley & Lardner, regarding the above-captioned patent application.

During the telephone conference, Examiner Holt indicated that the Notice of Abandonment issued on June 1, 2011, was issued in error due to the fact that the deadline to file a Request for Reconsideration after BPAI Decision is not until July 25, 2011. Examiner Holt indicated that the abandonment was improper and a Notice to Rescind the Abandonment will be issued.

Although Applicant believes that no fee is required, the Commissioner is hereby authorized to charge any additional fees which may be due to Deposit Account No. 19-0741.

Respectfully submitted,



By _____

Date: July 13, 2011

FOLEY & LARDNER LLP
Customer Number: 31049
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicant
Registration No. 34,717